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5 Attorneys for Defendants
6 OAKLAND UNIFIED SCHOOL DISTRICT,
KIMBERLY STATHAM and GOVERNING BOARD OF
7 THE OAKLAND UNIFIED SCHOOL DISTRICT

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 FARM MENG SAEPHAN,

11 Plaintiff,

12 vs.

13 OAKLAND UNIFIED SCHOOL DISTRICT;
KIMBERLY STATHAM, State Administrator of the
14 Oakland Unified School District; GOVERNING
BOARD OF THE OAKLAND UNIFIED SCHOOL
15 DISTRICT,

16 Defendants.

Case No. C 06 4428 JCS

**STIPULATION AND [PROPOSED] ORDER
CONTINUING FEBRUARY 15, 2008
FURTHER CASE MANAGEMENT
CONFERENCE TO APRIL 4, 2008**

17 Plaintiff FARM MENG SAEPHAN and Defendants OAKLAND UNIFIED SCHOOL
18 DISTRICT; KIMBERLY STATHAM, State Administrator of the Oakland Unified School District;
19 GOVERNING BOARD OF THE OAKLAND UNIFIED SCHOOL DISTRICT, (collectively
20 "Defendants"), by and through their respective attorneys of record, agree as follows:

21 WHEREAS, the parties have entered into a settlement in principle and are presently
22 engaged in negotiating and drafting the terms of the settlement agreement which would lead to the
23 potential resolution of this matter in its entirety;

24 WHEREAS, because of the relative complexity of the anticipated settlement, the parties
25 remain engaged in negotiating and drafting the terms of the settlement agreement;

26 WHEREAS, the parties remain confident that they will arrive at a mutually-agreeable

1 settlement agreement;

2 WHEREAS, the parties wish to avoid burdening the Court with potentially avoidable
3 proceedings regarding this matter;

4 WHEREAS, Defendants' General Counsel will be unavailable from approximately February
5 5 to 13, 2008;

6 WHEREAS, the parties anticipate that any settlement agreement should be finalized by
7 March 25, 2008;

8 WHEREAS, the parties appreciate the Court's ongoing consideration and patience in
9 allowing them ample time to arrive at a potential mutually agreeable final settlement; and

10 WHEREAS, a further case management conference is presently set for February 15, 2008
11 at 1:30 p.m.;

12 IT IS THEREFORE STIPULATED AND RESPECTFULLY REQUESTED that the Court (1)
13 continue the February 15, 2008 further case management conference to Friday, April 4, 2008 at
14 1:30 p.m. and (2) require the parties to file by Tuesday, March 25, 2008 an updated case
15 management statement and [proposed] order which sets forth new proposed deadlines and cutoff
16 and trial dates regarding those which were vacated by this Court's December 4, 2007 Order.

17 **IT IS SO STIPULATED.**

18 Dated: January 30, 2008

DEBORAH A. COOKSEY
Interim General Counsel

19
20 By: /s/
Michael L. Smith
Attorneys for Defendants

21
22 Dated: January 30, 2008

THE LEGAL AID SOCIETY
Christopher Ho

23
24 By: /s/
Christopher Ho
Attorneys for Plaintiff
25
26

1 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that (1) the February 15, 2008
2 further case management conference is continued to Friday, April 4, 2008 at 1:30 p.m. in
3 Courtroom A and (2) the parties are required to file by Tuesday, March 25, 2008 an updated case
4 management statement and [proposed] order which sets forth new proposed deadlines and cutoff
5 and trial dates regarding those which were vacated by this Court's December 4, 2007 Order.

6 **IT IS SO ORDERED.**

7 Dated: Jan. 31, 2008

